

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Bolduc et al. Group No. 3731
 Serial No.: 10/752,435 Examiner: Ryan Severson
 Filed: 6 January 2004
 For: Prosthesis Systems and Methods Sized and Configured for the Receipt and Retention of Fasteners

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
 OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed 14 May 2010 finally rejecting claims 23, 28, 31-38.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

- [] other than a small entity
 [x] small entity

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

- | | | |
|-----|---------------------------|----------|
| [x] | small entity | \$270.00 |
| [] | other than a small entity | \$540.00 |

Notice of Appeal fee due \$ 270.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- (a) [x] Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37CFR.1.17(a)(1) - (a)(5)) for the total number of months checked below:

	Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
[]	one month	\$ 130.00	\$ 65.00
[]	two months	\$ 490.00	\$245.00
[x]	three months	\$1,110.00	\$555.00
[]	four months	\$1,730.00	\$865.00

Fee \$ 555.00

If an additional extension of time is required please consider this a petition therefor.

- [] An extension for _____ months has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$_____

or

- (b) [] Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 270.00

Extension fee (if any) \$ 555.00

TOTAL FEE DUE \$ 825.00

5. FEE PAYMENT

- [] Attached is a check in the sum of \$_____
- [] Charge Account No. 06-2360 the sum of \$_____. A duplicate of this transmittal is attached.
- [x] Fees are to be charged to credit card.

6. FEE DEFICIENCY

- [x] If any additional extension and/or fee is required charge Account No. 06-2360
- [x] If any additional fee for claims is required, charge Account No. 06-2360.
- [x] If any additional Appeal fee is required, charge Account No. 06-2360.

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Signature of Attorney

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